



DOCKET NO. SC11493TH

## UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT William C. Moyer

GROUP ART UNIT: 2183

APPLN. NO.: 09/799,886

EXAMINER: Henry Tsai

FILED: February 9, 2001

CONFIRMATION No.: 8092

TITLE: DATA PROCESSOR AND METHOD OF OPERATION

Certificate of Transmission under 37 C.F.R. 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office.

on 9-27-04  
SignaturePAT THOMAS  
Printed Name of Person Signing Certificate

## COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is filed contemporaneous with the filing of the issue fee for this application. Entrance of the comments provided below regarding the statement of reasons for allowance provided by the Examiner is respectfully requested.

FEES

Applicants authorize the charging of Deposit Account No. 503079 (Freescale Semiconductor, Inc.) for any fees owed in connection with this application, or credit Deposit Account No. 503079 (Freescale Semiconductor, Inc.) for any refunds.

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**REMARKS**

In a communication mailed August 26, 2004, claims 1-23 were allowed. The Examiner provided reasons for allowance of the claims. Certain statements made are misleading and Applicants are herein stating in the record their disagreement therewith. For example, the statement "Examiner agrees with Applicants that Emma et al. (USP 5,434,985), the closest reference,....." is misleading because it implies that Applicants stated that Emma et al. is the closest prior art made of record. Applicant did not make such a representation of the Emma et al. patent and noted in the previous communication various differences between the claims and the Emma et al. patent.

Additionally, the Examiner quoted claim recitals from claims 13, 17, 19, 20 and 23 and stated that these selected portions of the claims made the claims allowable in combination with all of the other limitations in the respective independent claims. Therefore, it is clear from the record that the Examiner's quotation of specific portions of the independent claims was illustrative and not the only basis for novelty found in the allowed claims.

Respectfully submitted,

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**Applicant:** William C. Moyer et al.  
**Serial No.:** 09/779,886  
**Art Unit:** 2183  
**Filed:** February 9, 2001  
**Class:** 712-236000

**ALL ITEMS MARKED WITH AN "X" ARE INCLUDED:**

1.	X	1 page Facsimile Cover Sheet
2.	X	1 page PTOL-85B Issue Fee Transmittal (in duplicate)
3.	X	1 page Issue of Patent to Assignee Pursuant to 37 CFR 3.81
4.	X	2 page Comments on Statement of Reasons for Allowance

**Paid by Deposit Account:** 503079, Freescale Semiconductor, Inc. **\$1630**

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